

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Art Unit: 1657
)
NILSSON, Dan) Examiner: AFREMOVA, V.
)
Serial No.: 10/658,376) Washington, D.C.
)
Filed: September 10, 2003) January 17, 2008
)
For: METABOLICALLY ENGINEERED) Docket No.: NILSSON=6B
LACTIC ACID BACTERIA...) Confirmation No.: 5425
)

REQUEST FOR CONTINUED EXAMINATION (RCE)

U.S. Patent and Trademark Office
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S i r :

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114 (must check "a" or "b")

a. [X] Previously submitted

i. [X] Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on October 16, 2007.
(Any unentered amendment(s) referred to above will be entered)

ii. [] Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. [] DO NOT consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____.

b. [X] Enclosed

- i. [X] Supplemental Amendment/Reply
- ii. [] Affidavit(s)/Declaration(s)
- iii. [] Information Disclosure Statement (IDS)
- iv. [] Other

2. Miscellaneous

a. [] Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a

period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required).

b. [] Other

3. Fees

a. small entity status

[] small entity status was previously asserted on _____.

[] small entity status is now asserted.

b. Fee Calculation

i. [X] RCE fee required under 37 C.F.R. § 1.17(e): \$

[] 405.00 (small entity) [X] 810.00 (large entity)

(The RCE fee is set at an amount equal to the basic filing fee of a utility application; small entity reduction is available.)

ii. [] Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

Small Entity	Non-Small Entity
Response filed within:	Response filed within:
____ first - \$ 60.00	____ first - \$ 120.00
____ second - \$ 230.00	____ second - \$ 460.00
____ third - \$ 525.00	____ third - \$1,050.00
____ fourth - \$ 820.00	____ fourth - \$1,640.00
____ fifth - \$1,115.00	____ fifth - \$2,230.00

month after time period set. month after time period set.

(less \$ already paid for month(s) extension of time on).

iii. Other

(RCE fee need not include excess claims fee for claims previously paid for)

(Col. 1)		(Col. 2)		(Col. 3)		Small Entity		Other Than a Small Entity		
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra		Rate	Additional Fee		Rate	Additional Fee
Total	14	Minus	29	0		x 25	\$		x 50	\$
Indep.	5	Minus	3	2		x105	\$		x210	\$420.00
First Presentation of Multiple Dependent Claim						185	\$		+370	\$
TOTAL ADDITIONAL CLAIMS FEE							\$	Total	\$420.00	

c. The total fee due is therefore \$_____.

d. PAYMENT BY

i. [] Check (#) in the amount of :

ii. Attached is Credit Card Authorization authorizing payment in the amount of \$1230.00.

iii. [] Charge \$ _____ to Deposit Account No. 02-4035

e. [X] Provisional extension of time if needed. Applicants authorize any charge of additional fees (**except issue and publication fee**) which may be required in connection with this application, for this paper or any later filed paper, to Deposit Account No. 02-4035.

f. [X] The director is hereby authorized to charge any underpayment of fees, or credit any overpayments, to Deposit Account No. 02-4035.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
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